



07-07-05

RCE



PTO/SB/30 (5/2000)

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U.S. Patent and Trademark office: U.S. DEPARTMENT OF COMMERCE

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## REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of a utility or plant application filed on or after June 8, 1995.  
See the American Inventors Protection Act of 1999 (AIPA).

|                        |                   |
|------------------------|-------------------|
| Application Number     | 09/997,440        |
| Filing Date            | November 15, 2001 |
| First Named Inventor   | Goddard, et al.   |
| Group Art Unit         | 1647              |
| Examiner Name          | Wegert, Sandra    |
| Attorney Docket Number | 39780-2730P1C31   |

**This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.**

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. s 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

|  |  |  |
|--|--|--|
| 1.   | Submission required under 37 C.F.R. §1.114.  |  |
| a.   | <input type="checkbox"/> Previously submitted  |  |
| i.   | <input type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on<br>(Any unentered amendment(s) referred to above will be entered)  |  |
| ii.  | <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on   |  |
| iii.   | <input type="checkbox"/> Other   |  |
| b.   | <input checked="" type="checkbox"/> Enclosed   |  |
| i.   | <input checked="" type="checkbox"/> <b>PRELIMINARY AMENDMENT</b>   |  |
| ii.  | <input type="checkbox"/> Affidavits/Declaration(s)   |  |
| iii.   | <input type="checkbox"/> Information Disclosure Statement (IDS)  |  |
| iv.  | <input type="checkbox"/> Other:  |  |
| 07/08/2005 CCHAU1 00000049 081641 09997440<br>01 FC:1801 790.00 DA                           |  |  |
| 2.   | Miscellaneous  |  |
| a.   | <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required) |  |
| b.   | <input type="checkbox"/> Other   |  |
| 3.   | Fees   |  |
| The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed. |  |  |
| a.   | <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. 08-1641 (Docket No. 08-1641)   |  |
| i.   | <input checked="" type="checkbox"/> <b>RCE fee required under 37 C.F.R. § 1.17(e) — \$790.00</b>   |  |
| ii.  | <input checked="" type="checkbox"/> <b>Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) — 4-MONTH EOT = \$1,590.00</b>  |  |
| iii.   | <input type="checkbox"/> Other   |  |
| b.   | <input checked="" type="checkbox"/> Check No. _____ in the amount of \$ _____ enclosed.  |  |
| c.   | <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed)   |  |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                   |                     |                                   |              |
|-------------------|---------------------|-----------------------------------|--------------|
| Name (Print/Type) | DAPHNE REDDY        | Registration No. (Attorney/Agent) | 53,507       |
| Signature         | <i>Daphne Reddy</i> | Date                              | JULY 5, 2005 |

### CERTIFICATE OF MAILING (37CFR 1.10 (a))

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: I hereby certify that this correspondence is being deposited on July 5, 2005 with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. 1.10 as Express Mail No. EL 992 478 814 US addressed to: Mail Stop: Box RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

|                   |                          |      |              |
|-------------------|--------------------------|------|--------------|
| Name (Print/Type) | Cheryl Ann Rogers        | Date | JULY 5, 2005 |
| Signature         | <i>Cheryl Ann Rogers</i> |      |              |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop \_\_\_\_, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

